



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO.: 08/060,463
FILING DATE: 05/12/93
APPLICANT: CASKEY ET AL.
TITLE: MULTIPLEX GENOMIC DNA
AMPLIFICATION FOR
DELETION DETECTION

93 JUL 28 PM 5:54
\$ DOCKET D-5050/C2
\$ DEPUTY ASSISTANT
\$ COMMISSIONER FOR PATENTS
\$
\$
\$
\$
\$
\$

RECEIVED

JAN 06 1994

APPLICATION DIVISION

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Attention: Application processing Division
Special Processing and Correspondence Branch

PETITION TO RECEIVE A FILING DATE

Dear Sir:

In response to the Notice of Improper FWC Filing Under 37 CFR 1.62 No Filing Date Granted, mailed June 8, 1993, Applicants submit the following petition.

On Applicants' Rule 62 FWC filing sheet submitted May 12, 1993, Applicants stated at the bottom of page 1 that the FWC was a "continuation of Serial No. 07/256,689 filed October 12, 1988 and Serial No. 07/770,742 filed October 2, 1991". No filing date was granted by the Patent Office because application 07/256,689 was abandoned on October 2, 1991. Applicants respectfully submit that the listing of the applications on which Applicants' FWC claims pendency was reversed due to a minor typographical error. In other words, Applicants submit that the FWC filing sheet should have stated that the FWC filed May 12, 1993 was a "continuation of Serial No.

I, hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D. C.

DF11086 03/31/94 07060463
0324744

06-2375 110 122

13000H
20231. on July 13, 1993

Barbara Colby
Name of applicant, assigned, or
Registered Representative

Barbara Colby 7/13/93
Signature Date

07/770,742, filed October 2, 1991, which is a continuation of Serial No. 07/256,689, filed October 12, 1988, now abandoned".

Applicants authorize the payment of the \$130.00 petition fee under 37 CFR 1.17(h) to Deposit Account No. 06-2375, under Order No. 883159/D5050-FRM. Applicants aver, however, that the application was complete as filed on May 12, 1993 and therefore request a refund of this petition fee.

In view of the facts stated above, Applicants respectfully request that the filing date of May 12, 1993 be granted for this FWC application, Serial No. 08/060,463.

Respectfully submitted,

Thomas D. Paul

Thomas D. Paul
Counsel for Applicants
Reg. No. 32,714

Date: 7/13/93

FULBRIGHT & JAWORSKI
1301 McKinney, Suite 5100
Houston, Texas 77010
Phone: (713) 651-5587